

R E M A R K S

It is respectfully requested that the above amendments be entered pursuant to the provisions of 37 C.F.R. §1.116(b); that this application be reconsidered in view of the above amendments and the following remarks; and that all of the claims remaining in this application be allowed.

Amendments

Applicants have requested amendments to Claims 27, 48, 50 and 54.

Specifically, Applicants have requested that Claim 27 be amended at page 55 of this response to correct an inadvertent error, i.e., -Nr^dSO₂NR^eR^f was amended to read as -NR^dSO₂NR^eR^f.

Applicants have also requested that Claims 48, 50 and 54 be amended to recite a method for treating asthma which is acknowledged in the final Office Action as being enabled.

The amendments to Claims 48, 50 and 54 were made solely for the purpose of expediting allowance of these claims. Applicants reserve the right to file a continuation application directed to the subject matter of previously presented Claims 48, 50 and 54.

The above amendments place the claims in better form for appeal. Accordingly, their entry under the provisions of 37 C.F.R. §1.116(b) is proper. Entry of these amendments is earnestly solicited.

In view of the above, Claims 27-55 remain in this application.

As noted in the final Office Action, Claims 27-47, 49, 51, 53 and 55 are allowed.

Rejection Under 35 U.S.C. §112, first paragraph

Claims 48, 50 and 54 stand finally rejected under 35 U.S.C. §112, first paragraph, as allegedly not providing adequate enablement for disease conditions other than asthma. While not

acquiescing in this rejection and solely for the purposes of expediting allowance of this application, Applicants have amended each of these claims to recite a method for treating asthma which was acknowledged in the final Office Action as being enabled. Applicants submits that this rejection is now moot. Withdrawal of this rejection is earnestly solicited.

Applicant believes that the present application is now in condition for allowance. Favorable reconsideration of the application as amended is respectfully requested.

Notwithstanding the above and in order to avoid unintended abandonment of this application, Applicants enclose a Notice of Appeal for this application.

The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Respectfully submitted,

Date 12-29-04

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